

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

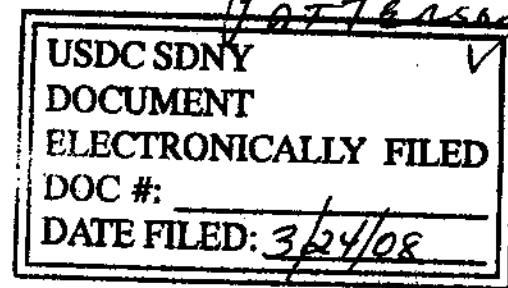
-----X
BARBARA FORLASTRO AND ROBERT G
FORLASTRO, as co-administrators of the Estate of
Robert J Forlastro,

Plaintiffs,

-against-

JAMES COLLINS,

Defendants
-----X



07 CIVIL 3288 (RPP)

JUDGMENT

The issues in the above-entitled action having been brought on for trial before the Honorable Robert P Patterson, United States District Judge, and a jury on March 17, 2008, and at the conclusion of the trial the jury having returned a verdict in favor of the defendant, it is,

ORDERED, ADJUDGED AND DECREED: That the Complaint be and it is hereby dismissed.

DATED: New York, New York
March 21, 2008

SO ORDERED

R. P. Patterson

USDJ
[Signature]

J. MICHAEL McMAHON

Clerk of Court
BY: *[Signature]*

Deputy Clerk

**THIS DOCUMENT WAS ENTERED
ON THE DOCKET ON _____**

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

Barbara Fairclough and Robert H.
Fairclough, as Co-administrators of the Estate
of Robert J. Fairclough, Plaintiffs

vs.
James Collins, Defendant.

EXTRACT OF THE MINUTES

07 CV 3288 (RPP)

TYPE OF TRIAL:
JURY ☒ BENCH ☐

(List full case caption-if necessary use other side)

APPEARANCES:

(if necessary use other side-include firm name and telephone #)

PLAINTIFF:

Michael A. Stratton, Esq.
Stratton Foxon
59 Elm Street
New Haven, CT 06510
TP03) 624-9500
F(205) 624-9100

DEFENDANT(S):

Elizabeth Hecht, Esq.
Mead, Hecht, Conklin & Hallagher, LLP
109 Spence Place
Manasquan, N.J. 08543
T (914) 899-3100
F (914) 889-3101

3/17/08 Court & Counsel Convene. Jury panel summoned & sworn.
Selection begins and concludes. Panel selected, trial
proceeds. Lunch recess. Trial adjourns for the day. 3/18/08. Trial
continues & concludes, both sides rest. Summations made,
Jury charged, deliberations begin. Deliberations conclude with
verdict in favor of the defendant (see attached verdict sheet).

DEPUTY CLERK-

Robert Montezano

X4836

COURT REPORTER-

Joe Quinones

ORIGINAL

Forlastro v. Collins
07CV3288

Jury Verdict Form

1. Was James Collins negligent in causing the death of Robert J. Forlastro?

✓ Yes No

If your answer is no, cease deliberations and report your verdict to the court. If, yes, proceed to Question 2.

2. Was the negligence of James Collins a substantial factor in causing the death of Robert J. Forlastro?

 Yes ✓ No

If your answer is no, cease deliberations and report your verdict to the court. If, yes, proceed to Question 3.

3. Was Robert J. Forlastro negligent in causing his own death?

 Yes No

If your answer is yes, proceed to Question 4. If, no, proceed to Question 6

4. Was the negligence of Robert J. Forlastro a substantial factor in causing his own death?

 Yes No

If your answer is yes, proceed to Question 5. If, no, proceed to Question 6.

5. State the proportionate share of liability upon James Collins and Robert J. Forlastro:

James Collins %

Robert J. Forlastro %

100%

6. Damages

- a. What amount of money, if any, compensates Plaintiffs for the pre-impact terror suffered by Robert J. Forlastro prior to his death?

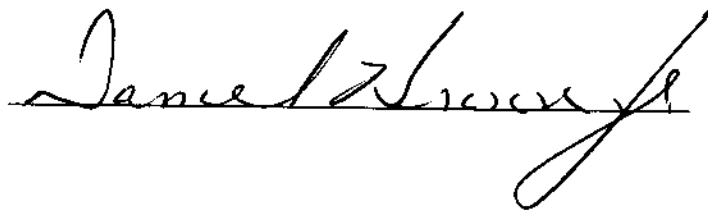
\$ _____

- b. What amount of money, if any, compensates the decedent's parents for the support that the decedent would have provided to them, from the date of the decedent's death over the course of his parents' life expectancy?

Barbara Forlastro: Amount _____ Years _____

Robert G. Forlastro: Amount _____ Years _____

Signature of Foreperson: _____

A handwritten signature in cursive script, appearing to read "Daniel H. Brown", written over a horizontal line.